

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Art Unit 2624

Rhoads et al.

Confirmation No. 4999

Application No.: 10/823,997

Filed: April 13, 2004

For: PORTABLE DEVICES AND METHODS  
EMPLOYING DIGITAL  
WATERMARKS

VIA ELECTRONIC FILING

Examiner: E. Rice

Date: June 16, 2008

INTERVIEW SUMMARY

Applicants thank Examiner Johns and Examiner Rice for the courtesy of conducting an in-person interview on June 3, 2008. Applicant's representative, Joel Meyer, discussed the response, and in particular, the support chart provided for the priority claim. Mr. Meyer also noted the difference in priority for claims 34 and 40 and distinguished the Philyaw reference.

Mr. Meyer noted that he was in the process of preparing an updated IDS, including information about related patents and applications of the assignee that might be relevant to the application, including information potentially relevant to the Office's double patenting review. Mr. Meyer sought and obtained confirmation that the file histories and art cited in the parent applications and patents would be considered, as well as the file histories of patents and applications cited in the IDS held by assignee. As part of this review, it was clarified that the Office would consider pertinent actions in patents and patent applications of the assignee cited in the IDS.

Mr. Meyer offered to provide information about terminal disclaimers previously presented in a particular line of applications to assist the Office in analyzing potential double patenting issues. The IDS filed herewith includes additional information about terminal disclaimers as well as information to assist the Office in reviewing related patents and applications held by the assignee.

Date: June 16, 2008

**CUSTOMER NUMBER 23735**

Phone: 503-469-4800  
FAX 503-469-4777

Respectfully submitted,

DIGIMARC CORPORATION

By 

Joel R. Meyer

Registration No. 37,677